IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 45 OF 1999

IN

SUMMARY SUIT NO. 5558 OF 1998

Garden Finance Ltd .....**Plffs.**
vs.
Lok Housing and Construction Ltd .....**Defnds.**

Vibhuti Vyas i/b. Wadia Ghandy and Co. for the plffs.

A.K. Khatri i/b. P. Mehta and co. for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 30TH AUGUST, 2005.

P.C. :.

1. The defendant company is declared as relief undertaking under the provisions of the Bombay Relief Undertaking Act. In view thereof learned counsel for the plaintiffs seeks leave to withdraw

the summons for judgment with liberty to take out fresh summons for Judgment after the expiry of the declaration of the relief undertaking of the defendant company. Summons for Judgment dismissed with the aforesaid liberty. No order as to costs.

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